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REPORT
99-589

EDUCATION RESEARCH AND STATISTICS AMENDMENTS OF 1986

MAY 7, 1986.—Committed to the Committee of the Whole House on the State of the Union and ordered to be printed

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Mr. HAWKINS, from the Committee on Education and Labor, submitted the following

REPORT

together with

SUPPLEMENTAL VIEWS

[To accompany H.R. 2246]

[Including cost estimate of the Congressional Budget Office]

The Committee on Education and Labor, to whom was referred the bill (H.R. 2246) to extend and improve the National Institute of Education, having considered the same, report favorably thereon with an amendment and recommend that the bill as amended do pass.

The amendment is as follows:

Strike all after the enacting clause and insert the following:

SECTION 1. SHORT TITLE.

This Act may be referred to as the "Education Research and Statistics Amendments of 1986".

SEC. 2. EDUCATIONAL RESEARCH AND IMPROVEMENT.

(a) OFFICE OF EDUCATIONAL RESEARCH AND IMPROVEMENT.—Section 405 of the General Education Provisions Act (20 U.S.C. 1221e; referred to in this Act as "the Act") is amended to read as follows:

OFFICE OF EDUCATIONAL RESEARCH AND IMPROVEMENT

"SEC. 405. (a)(1) The Congress declares it to be the policy of the United States to provide to every person an equal opportunity to receive an education of high quality regardless of race, color, religion, sex, age, handicap, national origin, or social class. Although the American education system has pursued this objective, it has not attained it. Inequalities of opportunity to receive high quality education remain pronounced. To achieve the goal of quality education requires the continued pursuit of knowledge about education through research, improvement activities, data collec-

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tion, and information dissemination. While the direction of American education remains primarily the responsibility of State and local governments, the Federal Government has a clear responsibility to provide leadership in the conduct and support of scientific inquiry into the educational process.

"(2) The Congress further declares it to be the policy of the United States to—

"(A) promote the improvement of American education;

"(B) advance the practice of education as an art, science, and profession;

"(C) support educational research of the highest quality;

"(D) strengthen the educational research and development system;

"(E) improve educational techniques and training;

"(F) assess the national progress of this Nation's schools and educational institutions, particularly special populations; and

"(G) collect, analyze, and disseminate statistics and other data related to education in the United States and other nations.

"(3) For the purposes of this section—

"(A) the term 'educational research' includes basic and applied research, development, planning, surveys, assessments, evaluations, investigations, experiments, and demonstrations in the field of education and other fields relating to education; and

"(B) the terms 'United States' and 'State' include the District of Columbia and Puerto Rico.

"(b)(1) It shall be the purpose of the Office of Educational Research and Improvement (referred to in this section as the 'Office') established by section 209 of the Department of Education Organization Act to carry out the policies set forth in subsection (a). The Office shall be administered by the Assistant Secretary for Educational Research and Improvement (referred to in this section as the 'Assistant Secretary') established by section 202 of the Department of Education Organization Act and shall include—

"(A) the National Advisory Council on Educational Research and Improvement (referred to in this section as the 'Council') established in subsection (c);

"(B) the Center for Statistics established by section 406 of the Act; and

"(C) such other units as the Secretary considers appropriate to carry out the purposes of the Office.

"(2)(A) The Office shall, in accordance with the provisions of this section, seek to improve education in the United States through concentrating the resources of the Office on the following priority research and development needs—

"(i) improving student achievement;

"(ii) improving the ability of schools to meet their responsibilities to provide equal educational opportunities for all students, including those with handicaps, those of limited English-speaking ability, women, older students, part-time students, and students who are socially, economically, or educationally disadvantaged;

"(iii) collecting, analyzing, and disseminating statistics and other data related to education in the United States and other nations; and

"(iv) improving the dissemination and application of knowledge obtained through educational research and data collection, particularly to education professionals and policy makers.

"(B) The Secretary shall publish proposed research priorities in the Federal Register every two years, not later than October 1, and shall allow a period of sixty days for public comments and suggestions.

"(c)(1) The Council shall consist of fifteen members appointed by the President, by and with the advice and consent of the Senate. In addition, there shall be such ex officio members who are officers of the United States as the President may designate, including the Assistant Secretary. A majority of the appointed members of the Council shall constitute a quorum. The chairperson of the Council shall be designated by the President from among the appointed members. Ex officio members shall not have a vote on the Council. The members of the Council shall be appointed to ensure that the Council is broadly representative of the general public; the education professions, including practitioners; policymakers and researchers; and the various fields and levels of education.

"(2)(A) Except as provided in subparagraph (B), members shall be appointed to terms of three years.

"(B) Of the members first appointed—

"(i) five shall be appointed for terms of one year;

"(ii) five shall be appointed for terms of two years; and

"(iii) five shall be appointed for terms of three years;

as designated by the President at the time of appointment.

"(C) Any member appointed to fill a vacancy occurring before the expiration of the term for which the predecessor was appointed shall be appointed only for the remainder of such term. A member may serve after the expiration of a term until a successor has taken office.

"(D) An appointed member who has been a member of the Council for six consecutive years shall be ineligible for appointment to the Council during the 2-year period following the expiration of the sixth year.

"(3) The Council shall—

"(A) advise the Secretary and the Assistant Secretary on the policies and activities carried out by the Office;

"(B) review and publicly comment on the policies and activities of the Office;

"(C) conduct such activities as may be necessary to fulfill its functions under this subsection;

"(D) prepare such reports to the Secretary on the activities of the Office as are appropriate; and

"(E) submit, no later than March 31 of each year, a report to the President and the Congress on the activities of the Office, and on education, educational research, and data gathering in general.

"(d)(1) In order to carry out the purposes of the Office under this section, the Secretary may conduct educational research; collect, analyze, and disseminate the findings of educational research; train individuals in educational research; assist and foster educational research, data collection, dissemination, and training; promote the coordination of education research and research support within the Federal Government and otherwise assist and foster such research; and collect, analyze, and disseminate statistics and other data related to education in the United States and other nations.

"(2) The Secretary may appoint, for terms not to exceed three years (without regard to the provisions of title 5 of the United States Code governing appointment in the competitive service) and may compensate (without regard to the provisions of chapter 51 and subchapter III of chapter 53 of such title relating to classification and General Schedule pay rates) such scientific or professional employees of the Office as the Secretary considers necessary to accomplish its functions. The Secretary may also appoint and compensate not more than one-fifth of the number of full-time, regular scientific or professional employees of the Office without regard to such provisions. The rate of basic pay for such employees may not exceed the maximum annual rate of pay for grade GS–15 under section 5332 of title 5 of the United States Code, except that the pay of any employee employed before the date of enactment of the Education Research and Statistics Amendments of 1986 shall not be reduced by application of such maximum pay limitation.

"(3)(A) The Secretary may carry out the activities in paragraph (1)—

"(i) directly;

"(ii) through grants, contracts, and cooperative agreements with institutions of higher education, public and private organizations, institutions, agencies, and individuals; and

"(iii) through the provision of technical assistance.

"(B) When making awards under this subsection, the Secretary shall—

"(i) solicit recommendations and advice regarding research priorities, opportunities, and strategies from qualified experts, such as education professionals and policymakers, personnel of the regional education laboratories and of the research and development centers supported under paragraph (4), and the Council, as well as parents and other members of the general public;

"(ii) employ suitable selection procedures utilizing the procedures and principles of peer review; and

"(iii) determine that the activities assisted will be conducted efficiently, will be of high quality, and will meet priority research and development needs under this section.

"(4)(A) In carrying out the functions of the Office, the Secretary shall, in accordance with the provisions of this subsection, support—

"(i) regional educational laboratories established by public agencies or private nonprofit organizations to serve a specific region of the Nation under the guidance of a regionally representative governing board;

"(ii) research and development centers established by institutions of higher education, by institutions of higher education in consort with public agencies or private nonprofit organizations, or by interstate agencies established by compact which operate subsidiary bodies established to conduct postsecondary educational research and development;

"(iii) meritorious unsolicited proposals for educational research and related activities that are authorized by this subsection; and

"(iv) proposals that are specifically invited or requested by the Secretary, which meet priority research and development needs under this section.

"(B) Prior to awarding a grant or entering into a contract for a regional educational laboratory or research and development center under subparagraph (A)(i) or (A)(ii), the Secretary shall invite applicants to compete for such laboratories and centers through notice published in the Federal Register.

"(C) Each application for assistance under subparagraph (A)(i) or (ii) as a regional educational laboratory or a research and development center shall contain such information as the Secretary may reasonably require, including assurances that the applicant will—

"(i) be responsible for the conduct of the research and development activities;

"(ii) prepare a long-range plan relating to the conduct of such research and development activities;

"(iii) ensure that information developed as a result of such research and development activities, including new educational methods, practices, techniques, and products, will be appropriately disseminated;

"(iv) provide technical assistance to appropriate educational agencies and institutions; and

"(v) to the extent practicable, provide training for individuals, emphasizing training opportunities for women and members of minority groups, in the use of new educational methods, practices, techniques, and products developed in connection with such activities.

"(D) No grant may be made and no contract entered into for assistance described under subparagraph (A)(i) or (ii) unless—

"(i) proposals for assistance under this subsection are solicited from regional educational laboratories and research and development centers by the Office;

"(ii) proposals for such assistance are developed by the regional educational laboratories and the research and development centers in consultation with the Office; and

"(iii) the Office determines that the proposed activities will be consistent with the education research and development program and dissemination activities which are being conducted by the Office.

"(E) No regional educational laboratory or research and development center receiving assistance under this subsection shall, by reason of the receipt of that assistance, be ineligible to receive any other assistance from the Office authorized by law.

"(F) The Secretary shall make available adequate funds to support meritorious, unsolicited proposals as described under subparagraph (A)(iii), and provide sufficient notice of the availability of such funds to individual researchers in all regions of the country.

"(5) The Secretary, from funds appropriated under this section, may establish and maintain research fellowships in the Office, for scholars, researchers, and statisticians engaged in the collection and dissemination of information about education and educational research. Subject to regulations published by the Secretary, fellowships may include such stipends and allowance, including travel and subsistence expenses provided for under title 5, United States Code, as the Secretary considers appropriate.

"(e)(1) In addition to the other responsibilities of the Office under this section, the Office shall carry out, by grant or cooperative agreement with a nonprofit organization, a National Assessment of Educational Progress which shall have as a primary purpose the assessment of the performance of children and young adults in the basic skills of reading, mathematics, communication, and other subjects and skills. Such a National Assessment shall—

"(A) collect and report at least once every five years data assessing the performance of students at various age or grade levels in each of the areas of reading, writing, and mathematics;

"(B) report, periodically, data on changes in knowledge and skills of such students over a period of time;

"(C) conduct special assessments of other educational areas, as the need for additional national information arises;

"(D) provide technical assistance to State educational agencies and to local educational agencies on the use of National Assessment objectives, primarily pertaining to the basic skills of reading, mathematics, and communication, and on making comparisons of such assessments with the national profile and change data developed by the National Assessment; and

"(E) with respect to each State which voluntarily participates in accordance with paragraph (5), provide for a statement of information collected by the National Assessment for each such State.

"(2)(A) The organization through which the Office carries out the National Assessment shall be responsible for overall management of the National Assessment. Such organization shall delegate authority to design and supervise the conduct of the National Assessment to an Assessment Policy Committee, established by such organization. The assessment Policy Committee shall be composed of—

"(i) five members appointed by the organization of whom two members shall be representatives of business and industry and three members shall be representatives of the general public; and

"(ii) fourteen members appointed by the organization from the categories of membership specified in subparagraph (B).

"(B) Members of the Assessment Policy Committee appointed in accordance with subparagraph (A)(ii) shall be—

"(i) one chief State school officer;

"(ii) two State legislators;

"(iii) two school district superintendents;

"(iv) one member of a State board of education;

"(v) one member of a local school board;

"(vi) one Governor of a State;

"(vii) four classroom teachers;

"(viii) one elementary school principal; and

"(ix) one secondary school principal.

"(C) The Assistant Secretary shall serve as an ex officio member of the Assessment Policy Committee. The Assistant Secretary shall also appoint a member of the Council to serve as nonvoting member of the Assessment Policy Committee.

"(D) Members appointed in accordance with subparagraph (A)(i) and (ii) shall be appointed for terms for three years on a staggered basis.

"(3) The Assessment Policy Committee established by paragraph (2) shall be responsible for the design of the National Assessment, including the selection of the learning areas to be assessed, the development and selection of goal statements and assessment items, the assessment methodology, the form and content of the reporting and dissemination of assessment results, and studies to evaluate and improve the form and utilization of the National Assessment. The appropriateness of all cognitive, background, and attitude items developed as part of the National Assessment shall be the responsibility of the Assessment Policy Committee. Such items shall be subject to review by the Department of Education and the Office of Management and Budget for a single period of not more than 60 days.

"(4) Each learning area assessment shall have goal statements devised through a national consensus approach, providing for active participation of teachers, curriculum specialists, subject matter specialists, local school administrators, parents, and members of the general public. All items selected for use in the assessment shall be reviewed to exclude items which might reflect racial, sex, cultural, or regional bias.

"(5) Participation in the National Assessment by State and local education agencies selected as part of a sample of such agencies shall be voluntary.

"(6) The Secretary shall provide for a periodic review of the National Assessment. This review shall provide an opportunity for public comment on the conduct and usefulness of the National Assessment and shall result in a report to the Congress and to the President on the findings and recommendations, if any, stemming from the review. The Secretary shall consider these findings and recommendations in designing the competition to select the organization through which the Office carries out the National Assessment.

"(f)(1) There are authorized to be appropriated to carry out the provisions of this section $55,000,000 for fiscal year 1987 and such sums as may be necessary for each of the fiscal years 1988 and 1989.

"(2) Not less than 95 percent of funds appropriated pursuant to this subsection for any fiscal year shall be expended to carry out this section through grants, cooperative agreements, or contracts.

"(3) When more than one Federal agency uses funds to support a single project under this section, the Office may act for all such agencies in administering those funds.".

(b) TRANSITION PROVISIONS.—On the effective date of this Act, the property and records of the National Institute of Education shall be transferred to the Office of Educational Research and Improvement.

(c) EMPLOYMENT LIMITATION WAIVER.—Notwithstanding the 3-year employment period limitation under section 405(d)(2) of the General Education Provisions Act,

the Secretary may continue to employ for an indefinite period three individuals, selected by the Secretary, who are employed by the Office of Educational Research and Improvement on the date of the enactment of this Act, were employed by such office on April 1, 1986, and were employed by the National Institute of Education under its excepted hiring authority immediately prior to employment by such office.

(d) TECHNICAL AND CONFORMING AMENDMENTS.—Section 401 of the Department of Education Organization Act (Public Law 96-88) is amended by striking subsection (c).

SEC. 3. CENTER FOR STATISTICS.

(a)(1) The heading of section 406 of the Act is amended to read as follows: "CENTER FOR STATISTICS".

(2) Section 406 is amended by striking out subsection (e) and redesignating subsections (f), (g), (h), and (i) as subsections (e), (f), (g), and (h), respectively.

(b) Section 406(a) of the Act is amended—

(1) in the first sentence by striking "Office" and everything that follows and inserting "Office of Educational Research and Improvement, a Center for Statistics (referred to in this section as the 'Center')."; and

(2) in the second sentence by striking "an Administrator" and inserting "a Director".

(c) Section 406(b) of the Act is amended—

(1) in the first sentence by inserting ", and analyze," immediately after "collect";

(2) in paragraph (1) by inserting "if feasible, on a State-by-State basis," after "(1)"; and

(3) in paragraph (5) by striking "Education Division" and inserting "Department of Education".

(d) Section 406(c)(2) of the Act is amended—

(1) by striking subparagraph (A) and redesignating subparagraphs (B), (C), and (D) as subparagraphs (A), (B), and (C); and

(2) in subparagraph (A) (as redesignated in paragraph (1)) by striking "Director of the National Institute of Education," and inserting "Assistant Secretary,".

(e) Section 406(d)(1) of the Act is amended by striking "Assistant Secretary" and inserting "Secretary.".

(f) Section 406(e) of the Act (as redesignated in subsection (a)(2)) is amended—

(1) in paragraph (1)—

(A) by striking "(A)";

(B) by striking out the first sentence and inserting "The Center is authorized to furnish transcripts or copies of tables and other statistical records of the Office and make special statistical compilations and surveys for State and local officials, public and private organizations, and individuals. The Center shall provide State and local educational agencies opportunities to suggest the development of particular compilations of statistics, surveys, and analyses that would assist those educational agencies.";

(C) in the fourth sentence by striking "Assistant Secretary" each place it appears and inserting "Secretary"; and

(D) by striking subparagraph (B); and

(2) by striking paragraph (3); and

(g) Section 406(f) (as redesignated in subsection (a)(2)) is amended to read as follows:

"(f) There are authorized to be appropriated to carry out the provisions of this section $20,000,000 for fiscal year 1987 and such sums as may be necessary for each of the fiscal years 1988 and 1989."

(h) Section 406(g) (as redesignated in subsection (a)(2)) is amended to read as follows:

"(g) In addition to its other responsibilities, the Center shall collect uniform data from the States on the financing of elementary and secondary education. Each State receiving funds under the Education Consolidation and Improvement Act of 1981 shall cooperate with the Center in this effort.".

SEC. 4. USE OF COUNCIL STAFF AND FACILITIES.

The National Advisory Council on Educational Research and Improvement, the Advisory Council on Education Statistics, and members of such councils may not use any staff, facilities, equipment, supplies, or franking privileges of the councils for activities unrelated to the purposes of the councils.

SEC. 5. SPECIAL PROJECTS UNDER THE SECRETARY'S DISCRETIONARY FUNDS.

(a) DISCRETIONARY PROGRAMS.—Section 583(a)(1) of the Education Consolidation and Improvement Act of 1981 is amended by striking ", including" and all that follows before the semicolon.

(b) PRIORITY FUNDING.—Section 583(b) of the Education Consolidation and Improvement Act of 1981 is amended—

(1) by inserting "and" after the comma in paragraph (3);

(2) by inserting "and" after the comma in paragraph (4);

(3) by adding after paragraph (4) the following:

"(5) a National Diffusion Network program as described in subsection (c),";

(4) by striking "paragraph (4))" and inserting "paragraph (4) and not less than 34 percent of funds reserved for the purposes of this section in the case of the program referred to in paragraph (5))".

(c) NATIONAL DIFFUSION NETWORK.—Section 583 of the Education Consolidation and Improvement Act of 1981 is amended by adding the following subsection (c):

"(c)(1) The National Diffusion Network program under subsection (b)(5) shall be a national program that recognizes and furthers excellence in education by: (A) promoting the awareness and implementation of exemplary educational programs, products, and practices to interested elementary, secondary, and postsecondary institutions throughout the Nation; and (B) promoting the utilization of the knowledge, talents, and services of local staff associated with various educational excellence recognition efforts.

"(2) The program shall be directed towards improving the quality of education through the implementation of promising and validated innovations and improvements in educational programs, products, and practices, and through the provision of training, consultation, and related assistance services.

"(3) In carrying out the program the Secretary shall—

"(A) acquaint persons responsible for the operation of elementary, secondary, and postsecondary schools with information about exemplary educational programs, products, practices, and services;

"(B) assist them in implementing programs, products, and practices, which those persons determine to hold promise for improving the quality of education in the schools for which they are responsible by providing materials, initial training, and ongoing implementation assistance;

"(C) ensure that all such programs, products, and practices are subjected to rigorous evaluation with respect to their effectiveness and their capacity for implementation;

"(D) provide program development assistance toward the recognition, dissemination, and implementation of promising practices that hold the potential for answering critical needs and that have achieved credibility because of their effective use in schools; and

"(E) ensure that a substantial percentage of the innovations disseminated represent significant changes in practice for schools and teachers;

"(4) For the purpose of carrying out the program the Secretary is authorized to make grants to, and contracts with, local educational agencies, State educational agencies, institutions of higher education, and other public and nonprofit private educational institutions and organizations.".

SEC. 6. EFFECTIVE DATE.

This Act shall take effect October 1, 1986.

COMMITTEE ACTION

Hearings were held by the Subcommittee on Select Education on March 21 and 26, 1985, and on February 19, 1986, to amend and reauthorize the educational research and statistics functions of the U.S. Department of Education set forth in sections 405 and 406 of the General Education Provisions Act (hereinafter in this report referred to as "the Act" or "GEPA").

Among the witnesses testifying were: Lee Shulman, Professor of Education, Stanford University; Robert Egbert, Professor of Education, University of Nebraska at Lincoln; David P. Crandall, Executive Director, The Network, Inc.; Denis Doyle, Director, Education Policy Studies and Terry Hartle, Resident Fellow, American Enter-

prise Institute; Robert Glaser, Director, Learning Research and Development Center, University of Pittsburgh; Jill H. Larkin, Director for Design of Education Computing, Associate Professor of Psychology, Carnegie-Mellon University; Paul Peterson, Director, Government Relations, Brookings Institution; Bernice Cullinan, President, International Reading Association.

Also testifying were: Wilmer Cody, Ph.D., Superintendent, Montgomery County Schools; Linda Tarr-Whelan, Director, Government Relations, National Education Association; Bella Rosenberg and Greg Humphrey, American Federation of Teachers; Samuel B. Husk, Executive Director, the Council of the Great City Schools; Stephen Kaagan, Commissioner of Education, State of Vermont; The Honorable Gene Hoffman, Illinois State Representative; and Joanne Goldsmith, Member, Maryland Board of Education.

Others providing testimony were: Chester E. Finn, Jr. Assistant Secretary for the Office of Educational Research and Improvement, U.S. Department of Education; Eleanor Chelimsky, Director, Program Evaluation and Methodology Division of the General Accounting Office; Kenneth Mortimer, Vice President and Vice Provost, Pennsylvania State University; Hendrik Gideonse, Dean, School of Education. University of Cincinnati; Thomas Olson, Executive Director, North Central Regional Education Laboratory; and Michael Timpane, President, Teachers College, Columbia University.

On April 25, 1985, Mr. Williams introduced H.R. 2246, a bill to reauthorize section 405 of GEPA (hereinafter in this report referred to as "the bill").

On April 17, 1986, the Subcommittee on Select Education met in open session and reported H.R. 2246 with amendments, including amendments to section 406 of GEPA to the Committee on Education and Labor. On April 23, 1986, H.R. 2246, as amended by the Committee, was ordered reported by the Committee on Education and Labor by a voice vote.

Background and History

The National Institute of Education (NIE) was established by the Education Amendments of 1972 (P.L. 92-318) with the broad legislative mandate to carry out the policies of the United States to: (1) help solve or alleviate the problems of, and promote the reform and renewal of American education; (2) advance the practice of education, as an art, science, and profession; (3) strengthen the scientific and technological foundations of education; (4) build an effective educational research and development system; and (5) provide to every person an equal opportunity to receive an education of high quality regardless of race, color, religion, sex, age, handicap, national origin, or social class (See section 405 of GEPA).

Prior to October 28, 1985, NIE consisted of a Director appointed by the President and the National Council on Educational Research. The Director was authorized, among other things, to: conduct educational research; collect and disseminate the findings of education research; and make grants to and enter into contracts with regional laboratories (labs) and research and development centers (centers).

The National Council On Education Research consisted of 15 members appointed by the President. The members of this Council were to be broadly representative of the general public; of the education professions, including practitioners and researchers; and of the various fields of education, including preschool, elementary and secondary, postsecondary, continuing, vocational, special, and compensatory education. The Council's major responsibilities were to establish general policies for and review the conduct of the Institute.

Although the collection of education statistics has been a mission of the Federal government since the founding of the original U.S. Department of Education in 1867, the National Center for Education Statistics was first specifically authorized by Congress in the Education Amendments of 1974 (P.L. 93-380). Its statutory mandate is to collect and disseminate statistics and other data related to education in the United States and in other nations. The Center also performs special analyses of these data, assists State and local educational agencies in improving and automating their data systems, reports on education in foreign countries, and conducts surveys of teachers and educational administrators (See section 406 of GEPA). Prior to October 28, 1985, the National Center for Education Statistics existed as a separate agency within the Department, headed by an Administrator.

An Advisory Council on Education Statistics, consisting of seven members appointed by the Secretary and ex officio members from the Education Department, Census Bureau, and Labor Department, reviews the general policies of the Center and establishes standards to ensure the Center's statistics and analyses are of high quality and not subject to political influence.

On July 2, 1985, William J. Bennett, Secretary of Education, officially initiated a reorganization of the Office of Educatinal Research and Improvement (OERI), established by section 209 of the Department of Education Organization Act (P.L. 96-88) (DEOA). At that time, pursuant to section 413(b)(1) and (2) of DEOA, he notified Congress of his intent to restructure in 90 days the various research and data collection functions found in sections 405 and 406 of GEPA, as well as certain other activities of OERI.

On October 28, 1985, at the end of the 90-day period and after some additional time for intra-departmental management actions, the reorganization took effect, and the new OERI came into being. The restructuring of the Department's educational research and data collection enterprise involved the consolidation of the Office of Education Research and Improvement, the National Institute of Education, the National Council on Educational Research, the National Center for Education Statistics and the Center for Libraries and Education Improvement. OERI now includes five program units: the Office of Research; the Center for Statistics; Programs for the Improvement of Practice; Information Services; and Library Programs.

The Office of Research retains most of the familiar functions of the National Institute of Education dealing with the conduct of research. This unit will have the responsibility for overseeing the research and development centers. The overriding goal of this office

will be to develop reliable knowledge that people can use to solve pressing problems in education.

The Center for Statistics retains most of the functions of the National Center for Education Statistics and assumes responsibility for monitoring the National Assessment of Educational Progress (NAEP). Through it, the Department will continue to gather, analyze, and synthesize data on the characteristics and performance of American education.

Programs for the Improvement of Practice are aimed at narrowing the gap between what is known and what it done about Ameican education. In other words, the primary mission of this unit is to ensure that research findings and information about exemplary practices are easily accessible to education practitioners. The function of the Programs for the Improvement of Practice is to examine, organize, and communicate these research findings and exemplary practices to persons who bring about reform and renewal in American education. This unit will have the responsibility for overseeing the operation of the regional educational labs.

Information Services address the more specialized information needs of parents, policymakers, jounalists, and scholars. Information Services also administers the Education Resources Information Center (ERIC), the world's largest computerized bibliographic education information system.

The fifth component, Library Programs, continues to make Federal grants to support operations of public libraries and to aid research libraries.

Major portions of the activities authorized under section 405 of GEPA (previously under NIE's jurisdiction and currently under OERI's jurisdiction) are carried out through grants and contracts to regional educational laboratories and research and development centers, the Educational Resources Information Center (ERIC), and the National Assessment of Educational Progress (NAEP). Such activities include: basic and applied research on reading, writing, teaching, and learning; testing; new technologies; school finance, management, and organization; the improvement of State and local access to research findings.

The labs and centers recently underwent a recompetition for awards. Most of the new five-year awards were announced during 1985, following more than two years of planning, public hearings, and competition. Following the competition, there are now nine labs (eight announced in 1985 and one announced in 1984) and fourteen centers (ten announced in 1985, four announced in previous years). Two center awards made in previous years will expire in FY 1986, leaving a total of twelve centers at the end of the current fiscal year. In addition, a center on teacher quality and effectiveness was planned, but the award has been postponed indefinitely, according to the announcement of awards made by the Department of Education on November 27, 1985.

The following two tables show funding information for the labs and centers. The tables include organizations that were supported by OERI prior to the 1985 recompetition for awards, as well as those supported under the new awards. Center awards have been listed by the affiliated university.

TABLE 1.—FUNDING FOR REGIONAL EDUCATIONAL LABORATORIES

[Dollar amounts in thousands]

Laboratory	Fiscal year—		Aggregate new 5-year award [2]
	1984 [1]	1985 [1]	
Appalachia Educational Laboratory	$1,494	$1,705	$7,500
Far West Laboratory for Educational Research and Development	2,958	2,458	[3] 12,280
Mid-Continent Regional Educational Laboratory	785	980	7,200
North Central Regional Educational Laboratory	700	70	[4] 7,500
Northwest Regional Educational Laboratory (includes Hawaii-Pacific Basin project)	3,011	3,195	14,800
Regional Laboratory for Educational Improvement of the Northeast and Islands	0	0	[3] 9,360
Research for Better Schools	2,333	2,333	11,600
Southeastern Educational Improvement Laboratory	0	0	7,600
Southwest Educational Development Laboratory	1,477	1,477	7,400
Southwest Regional Laboratory	1,749	1,749	([5])

[1] Information is from testimony by the U.S. Department of Education on the FY 1986 budget request before the House Subcommittee on the Departments of Labor, Health and Human Services, Education, and Related Agencies Appropriations (April 30, 1985, part 6, p. 1368).
[2] Except as indicated, awards were announced July 30, 1985; the amounts shown are the approximate aggregate totals during the 5-year period following the award, subject to satisfactory performance and the availability of funds.
[3] Award was announced August 16, 1985.
[4] Award was announced September 1984.
[5] Not included in the Department of Education's January 1986 list of laboratories.

TABLE 2.—FUNDING FOR NATIONAL RESEARCH AND DEVELOPMENT CENTERS

[Dollar amounts in thousands]

Center	Fiscal year—		Aggregate new 5-year award [2]
	1984 [1]	1985 [1]	
Harvard University: Educational Technology Center	$1,143	$1,792	[3] $7,600
Johns Hopkins University:			
Center for Effective Elementary and Middle Schools	0	0	5,500
Center for Social Organization of Schools	1,207	1,207	([4])
Michigan State University:			
Center on Teacher Education	0	0	6,000
Institute for Research on Teaching	1,525	1,525	([5])
Ohio State University: National Center for Research in Vocational Education	1,041	1,041	([4])
Rutgers, The State University: Center on State and Local Policy Development and Leadership	0	0	6,500
Stanford University: Institute for Research and Finance and Governance	1,170	1,170	([4])
Teachers College, Columbia University: Center on Education and Employment	0	0	4,000
University of California, Berkeley: Center for the Study of Writing	0	0	4,000
University of California, Los Angeles:			
Center for Bilingual Research and Second Language Education	0	([6])	[6] 7,561
Center for Student Testing Evaluation and Standards	0	0	5,000
Center for the Study of Evaluation	874	874	([4])
University of Illinois: Center for the Study of Reading	1,600	1,800	([5])
University of Maryland: Center for Postsecondary Governance and Finance	0	0	6,500
University of Michigan: Center for Improving Postsecondary Learning and Teaching	0	0	5,000
University of Oregon: Center for Education Policy and Management	806	806	([4])
University of Pittsburgh:			
Center for the Study of Learning	0	0	6,500
Learning Research and Development Center	2,353	2,352	([4])
University of Texas: Research and Development Center for Teacher Education	1,477	1,477	([4])
University of Wisconsin:			
Center on Effective Secondary Schools	0	0	5,500
Wisconsin Center for Education Research	1,996	1,996	([4])
Consortia or Free-Standing Institutions:			
National Center for Higher Education Management Systems, Boulder, CO	1,504	1,465	([4])
National Center for Bilingual Research, Los Alamitos, CA	1,500	300	([4])

[1] Information is from testimony by the U.S. Department of Education on the FY 1986 budget request before the House Subcommittee on the Departments of Labor, Health and Human Services, Education, and Related Agencies Appropriations (April 30, 1986, part 6, p. 1368).
[2] Except as indicated, awards were announced on November 27, 1985; the amounts shown are the maximum aggregate totals during the 5-year period following the award, and are subject to satisfactory performance reviews and the availability of funds.
[3] Award was made September 1983; the aggregate 5-year total apparently includes the FY 1984 and FY 1985 amounts shown in the table.
[4] Not included in the Department of Education's January 1986 list of centers.
[5] Award period ends September 30, 1986.
[6] Award was made June 1, 1985, consisting of a 3-year aggregate award of $4.4 million, followed by an optional 2 years for the remainder of the award.

ERIC compiles and analyzes educational research and development information; operates 20 clearinghouses; and responds to 2.7 million requests per year. ERIC is accessible through more than 3,000 locations across the country.

The NAEP assesses the performance of the Nation's children at various age and grade levels in reading, writing, mathematics, and other subject areas. Biennial surveys are made of over 90,000 students in more than 1,600 schools.

The Center for Statistics (formerly the National Center for Education Statistics) maintains a group of core data systems encompassing major components for elementary and secondary education, higher education, vocational and adult education, and longitudinal studies following cohorts of students. The Center annually publishes general compilations, including the Digest of Education Statistics, the Condition of Education, and Projections of Education Statistics, and periodically publishes reports on more specialized topics, such as a recent survey of past and future increases in high school graduation requirements. Much of the data comes from administrative files maintained by State educational agencies, as well as sampling surveys of schools, colleges, and other educational institutions. The Center also provides technical assistance through contracts with State and local educational agencies.

In 1985, the Center began a project to review and redesign its elementary and secondary data collection program, in order to respond to periodic criticisms that the data are deficient in terms of timeliness, comprehensiveness, accuracy, representativeness below the national level, and other factors. A plan for this redesign has been drafted and is currently being circulated for public comment, with implementation expected to begin in fiscal year 1987 and be in place by fiscal year 1989. A redesigned postsecondary data system was initiated in 1985, containing uniform definitions for all sectors of postsecondary education and expanding the number of institutions surveyed.

Authorizations/Appropriations History

The authorization level for NIE for FY 1985 was $175 million. The actual funding level for NIE for FY 1985 was $51.2 million, which is $3 million more than it received in FY 1984; $4 million less than it received in FY 1983; $45 million less than it received in FY 1979; and $90 million less than it received in FY 1973. For FY 1986, NIE received an appropriation of $51,231,000. In accordance with the Balanced Budget and Emergency Deficit Control Act of 1985 $2,203,000 was sequestered. Thus, the revised appropriation for FY 1986 is $49,028,000. A separate authorization is included for NAEP; however NAEP has never been funded through this separate authorization. Instead, for FY 1986 NAEP received $3,828,000 (post-sequestration) out of NIE's budget.

Of the FY 1985 appropriation, the labs and centers received an estimated $30 million; ERIC $5.7 million; NAEP $4 million; 3 other NIE research centers $4.8 million; and a congressionally-mandated study $1.6 million. The residual of $5.1 million was used for the continuation of existing contracts and discretionary new awards.

The FY 1986 appropriation for the National Center for Education Statistics was $8.3 million (post-sequestration). This is below the authorized level of $12 million. Even prior to the Deficit Control Act, the Center's funding had been cut or frozen in recent years, with appropriation levels of $9.9 million in FY 1980; $8.9 million for FY 1981; $8.6 million for FYs 1982 and 1983; and $8.7 million for each of the FYs 1984 and 1985. Thus, the Center's funding, not even considering inflation, is still well below the FY 1980 level. These cuts and freezes have taken a toll in terms of the quality, quantity, and depth of the Center's operations.

EXPLANATION OF H.R. 2246

EDUCATIONAL RESEARCH AND IMPROVEMENT

Section 2 of the bill reauthorizes through fiscal year 1989 the research and improvement activities authorized by section 405 of GEPA, reflecting the Secretary's recent reorganization and consolidation of NIE and NCES and the recent reorganization of OERI. This section clarifies section 405 of GEPA by eliminating unnecessary, obscure, or awkward language and clarifies organizational provisions relating to, among other things, the Director and Deputy Director, which have been made obsolete or inappropriate by virtue of the Secretary's reorganization. In addition, the bill deletes provisions relating to the non-functioning Federal Council on Educational Research and Development.

The bill sets forth, in clearer terms, the policies of the United States with respect to the goal of providing every person an equal opportunity to receive a high quality education. The bill also emphasizes the importance of educational research, improvement activities, data collection, and information dissemination in achieving this goal.

The mission of OERI is defined in terms of the educational policies of the United States, established in section 405(a) of GEPA. Additional details as to the structure of OERI are provided. The Committee wishes to make it clear that the Secretary may reorganize OERI in the future should that appear desirable.

The reorganized OERI is administered by the Assistant Secretary for Educational Research and Improvement and includes the National Advisory Council on Educational Research and Improvement, the Center for Statistics, established by section 406 of GEPA, and whatever other units the Secretary deems appropriate to carry out the purposes of OERI. As explained above, under the recent reorganization of OERI, such other units include the Office of Research, the Programs for the Improvement of Practice unit, the Information Service unit, and the Library Programs unit.

The bill also clarifies and expands the research and development priorities of OERI to include: improving student achievement; improving the ability of schools to meet their responsibilities to pro-

vide equal educational opportunities for all students; collecting, analyzing, and disseminating statistics and other data related to education (to reflect the placement of the Center for Statistics within OERI); and improving the dissemination and application of knowledge gained from educational research and data collection, particularly to education professionals and policymakers.

The Secretary is directed to publish proposed research priorities in the Federal Register every two years, not later than October 1 and to allow a period of sixty days for public comments and suggestions. This provision is added to ensure maximum public imput into the process of setting research priorities. This provision in no way is intended to affect the Department's policies regarding the length of a contract or grant award or the awarding of funds.

ADVISORY COUNCIL

The bill establishes the National Advisory Council on Education Research and Improvement ("Council") replacing the predecessor National Council on Educational Research. Consistent with the Secretary's reorganization of OERI, the Council is not responsible for establishing policy; instead the Council advises the Secretary on the policies and activities carried out by the new OERI. In addition, the Council's functions include: reviewing and publicly commenting on the policies and activities of the Office and submitting an annual report to Congress on the activities of the Office, and on education research and data gathering. With respect to the requirement for public comment, it is the Committee's intent that this be at the Council's discretion.

The bill specifies that the Council shall be composed of fifteen members appointed by the President, who are broadly representative of the general public and of the education professions and of the various fields and levels of education. The bill also specifies: the authority to include ex officio members; the policy that a majority of the appointed members constitutes a quorum; the designation by the President of the chairperson from among the appointed members; the terms of office of the appointed members; and the functions of the Council. The Council is subject to the provisions of part D of GEPA relating to such matters as the compensation of members, the appointment of staff, and the conduct of meetings.

MANDATORY AND AUTHORIZED ACTIVITIES

The bill describes the activities the Secretary is authorized, and in some cases required, to support in order to carry out the objectives of OERI. The Secretary is generally authorized to conduct educational research; collect, analyze, and disseminate the findings of educational research; train individuals in educational research; assist and foster educational research, collection, dissemination and training; promote the coordination of educational research and research support; and collect, analyze, and disseminate statistics and other data related to education.

In general, the Secretary is authorized to carry out these activities directly; through grants, contracts, and cooperative agreements with institutions of higher education, public and private organiza-

tions, institutions, and agencies, or individuals; and through the provision of technical assistance.

When making awards, the Secretary must solicit recommendations and advice regarding research priorities, opportunities, and strategies from qualified experts, personnel of the labs and centers, the Council, as well as parents and other members of the general public.

When making awards, the Secretary is also directed to employ suitable selection procedures utilizing the procedures and principles of peer review. The Committee regards the use of peer review as a critical component in the selection of research and data collection activities to be funded. While recognizing that such review entails costs, the Committee believes such costs are justified by the Office's funding only methodologically sound projects that will yield meaningful data.

The Secretary must also determine that the activities assisted will be conducted efficiently, will be of high quality, and meet priority research and development needs established under section 405(b)(2)(A) of GEPA, as amended.

The Secretary is required to continue support for labs and centers. Prior to awarding a grant or entering into a contract for a lab or center, the Secretary must invite applicants to compete for such labs and centers through notice in the Federal Register. The Committee intends that all labs and centers be periodically recompeted, and expects the Secretary to consult widely in designing these competitions. It is the Committee's intent that existing labs and centers be given an equal opportunity to compete along with other applicants. Thus, no lab or center currently receiving Federal support will be precluded from participating in future competitions, upon expirations of their existing awards.

The bill also prescribes the contents of the applications (including assurances) for the labs and centers. In addition, the bill continues current law (section 405(f) of GEPA) by specifying certain rules governing the ongoing relationship between the Secretary and the labs and centers. It is the Committee's intent that the Office, upon the completion of a competition, consult with the successful applicant in order to develop an agreement as to the nature and scope of the activities to be supported by the respective lab or center. In the case of the labs, this consultation shall take into account the unique educational needs and concerns of the region served.

The bill also provides that the Office must determine that the proposed activities will be consistent with the education research and development program and dissemination activities which are being conducted by the Office. It is the Committee's intent that the Office, in accordance with this provision, will ensure that the proposed activities are consistent with the grant or contract announcement that initiated the competition, to the extent that the announcement is consistent with the statute.

The bill also continues the policy that no lab or center receiving assistance under section 405 of GEPA shall, by reason of the receipt of such assistance, be ineligible for other assistance authorized by law.

In addition, the Secretary is directed to make available adequate funds to support meritorious unsolicited proposals and provide sufficient notice of the availability of such funds to individual researchers in all regions of the country. The Committee has changed the requirement that allows the Secretary a 10 percent discretionary research funds, by reducing the percentage to 5 percent. The Committee intends any funds made available by this change to be used to provide additional funds for meritorious unsolicited proposals described in section 405(d)(4)(A)(iii) of GEPA, as amended by the bill. Furthermore, the Secretary must support proposals which are specifically invited or requested by the Secretary that meet objectives authorized by section 405 of GEPA.

The bill also authorizes the Secretary to use funds appropriated under section 405 of GEPA to support fellowships for scholars, researchers, statisticians and others engaged in the collection and dissemination of information about education and educational research.

EXCEPTED HIRING AUTHORITY

The bill makes several changes in the authority for excepted personnel hiring. It deletes the authority to employ technical personnel, replacing it with authority to employ scientific personnel. It leaves intact the existing authority for professional personnel. The Committee intends this authority only to be used for short-term hiring of scientific or professional research and data collection expertise not routinely available within the Department. The Committee does not intend the use of this authority for technical personnel, who should be hired under career civil service provisions.

The Committee also does not intend the excepted hiring authority to be used to employ persons who would be considered political appointees under other circumstances, nor does the Committee intend for individuals employed under this authority to be retained after their limited appointment has expired. The Committee believes that in unusual circumstances, clearly documented, the Secretary may extend an excepted hiring authority appointment for an individual for up to but under no circumstances more than three additional years beyond the initial appointment. Furthermore, the Committee places a cap on the rate of pay of new personnel hired under this authority.

In addition, the bill also provides limited authority to the Secretary to waive the three-year limitation in the excepteds hiring authority provision. Under the waiver authority, the Secretary may, but is not required to, continue to employ for an indefinite period three individuals, selected by the Secretary, who are employed by the Office of Educational Research and Improvement on the date of the enactment of this Act, were employed by such office on April 1, 1986, and were employed by the National Institute of Education under its excepted hiring authority immediately prior to employment by such Office.

The Committee expects that the Secretary will submit the names of the persons qualifying for this waiver to the chairperson of the Committee on Education and labor of the House of Representatives and the chairperson of the Committee on Labor and Human Re-

sources of the Senate within 30 days after the date of enactment. Upon such notification, it is the Committee's intent that the waiver authority in this section will cease to exist for any person other than the persons whose names were submitted to the Committees.

NATIONAL ASSESSMENT OF EDUCATIONAL PROGRESS

The bill requires OERI to continue support of the National Assessment of Educational Progress ("NEAP"), as currently authorized by section 405(k) of GEPA, with only minor improvements. The primary purpose of NAEP is to assess the performance of children and young adults in the basic skills of reading, math, communication, and other subjects and skills. Over the years, NAEP has provided valuable and reliable data on changes in student achievement, data which has alerted Congress to the problems and successes in education and assisted Federal, State and local officials in making education policy.

The bill specifies that the organization through which the Office carries out the NAEP shall be responsible for its overall management. The organization must delegate authority to design and supervise the conduct of the NAEP to an Assessment Policy Committee established by the organization. The Assessment Policy Committee (established under current law) is expanded from twelve to fourteen to include an elementary school principal and a secondary school principal. It is the Committee's intent that one of the fourteen members on the Assessment Policy Committee have training and experience working with statistics.

The bill retains the provision in current law that the appropriateness of all cognitive, background, and attitude items developed as part of the NAEP must be the responsibility of the Assessment Policy Committee and that such items are subject to review by the Department and the Office of Management and Budget for a single period of not more than 60 days. The bill authorizes the Secretary to conduct a periodic review of the NAEP and directs the Secretary to consider the results of the review in designing subsequent NAEP competitions. With this legislation, the Committee anticipates NAEP becoming an even more useful source of information.

AUTHORIZATION OF APPROPRIATIONS FOR RESEARCH

Section 2 of the bill authorizes the appropriation of $55 million for FY 1987 and such sums as may be necessary for fiscal year 1988 and 1989 to carry out the provisions of section 405 of GEPA (educational research, including the NAEP). At least 95 percent of the funds appropriated pursuant to this authorization must be expended through grants, cooperative agreements, or contacts.

EDUCATION STATISTICS

In addition to the aforementioned amendments in section 405 concerning its placement within the Department, the bill, in section 3, reauthorizes and amends section 406 of GEPA. Many of the Center's functions and mandates are continued without change, as are the functions and operations of the Advisory Council on Education Statistics. However, to conform with the post-reorganization

structure, section 3 renames the National Center for Education Statistics as the "Center for Statistics" and its chief official as the "director". Section 3 makes several technical amendments to conform references to the new organizational structure and chain of command, including an amendment which eliminates the separate grantmaking and contracting authority for the Center, since the Secretary is already provided this authority for OERI in its entirety in a preceding section. Section 3 also contains certain substantive amendments, as follows.

First, the bill amends the separate authorization for the Center for Statistics, authorizing $20 million for FY 1987 and such sums as may be necessary for each of the fiscal years 1988 and 1989. This authorization will provide Congress the flexibility to appropriate an amount that is necessary to rebuild our data base and make it more up-to-date and useful. The Committee also feels it is important to maintain a separate and visible line item for statistics, to ensure that Congress receives adequate information on and justification for the Center's operation during the appropriation process and to continue Congressional authority to decide the appropriate level of funding for its activities.

Second, the bill broadens the functions of the Center to include the analysis of education and statistics, in addition to the existing collection and dissemination functions. In a related amendment, the bill requires that where feasible, the Center collect, collate, and report statistics on the condition of education on a State-by-State basis. Although many statistics are already collected and reported State-by-State, the amendment is intended to encourage and expand the availability of State-by-State data, thereby making it more useful to policymakers, educators, and educational agencies which furnish the data.

A third substantive amendment addresses the Center's existing authority to make special statistical compilations and surveys for State and local officials, public and private organizations, and individuals on a "payment for services rendered" basis. The amendment requires that the Center provide State and local educational agencies an opportunity to suggest the development of particular compilations, surveys, and analyses that would assist those educational agencies. This amendment is also intended to enhance the usefulness of the Center's products for educational agencies. In a related amendment, the bill eliminates the unnecessary requirement that a separate account be maintained for payments for special compilation services.

Fourth, the bill eliminates the requirement that the Center publish biennially a composite profile of each State's progress in equalization of financial resources for elementary and secondary education. These profiles have not lived up to their promise of providing Congress and the States with meaningful information on school finance, largely because of problems over which definitions and measures should be used to determine disparities in expenditures and wealth neutrality.

LIMITATIONS ON AUTHORITY

Section 4 of the bill prevents the National Advisory Council on Educational Research and Improvement and the Advisory Council on Education Statistics, or any of their members, from using Council staff, facilities, equipment, supplies or franking privileges for activities unrelated to the purposes of the respective Council.

NATIONAL DIFFUSION NETWORK

Section 5 of the bill amends sections 583(a) and 583(b) of Chapter 2 of the Education Consolidation and Improvement Act of 1981 (ECIA) to require the Secretary of Education to fund the National Diffusion Network (NDN) at not less than 34 percent of the funds reserved for the Secretary's Discretionary Funds under section 583 of ECIA (thirty-four is the current percentage at which NDN is being funded). Under existing law, the Secretary may but is not required to continue the funding of NDN at any particular level.

The NDN is a Federally funded system that makes exemplary educational programs available for adoption by schools, colleges, and other educational institutions. It has been funded since 1974 through the Department of Education and the former Office of Education. The objective of NDN is to carry out a Congressional mandate to improve educational quality through the dissemination of exemplary educational programs to educational institutions throughout the United States. NDN provides funds for, among other things, facilitators whose job is to serve as match-makers between NDN programs and schools and organizations that could benefit from the programs. While supported by Federal funds, all decisions regarding the adoption of NDN programs are made at the local level.

EFFECTIVE DATE

Section 6 of the bill establishes the effective date of the Act as October 1, 1986, except as otherwise provided.

CONGRESSIONAL BUDGET OFFICE ESTIMATE

In compliance with clause 2(l)(3)(C) of rule XI of the Rules of the House of Representatives, the estimate prepared by the Congressional Budget Office pursuant to section 403 of the Congressional Budget Act of 1974, submitted prior to the filing of this report, is set forth as follows:

U.S. CONGRESS,
CONGRESSIONAL BUDGET OFFICE,
Washington, DC, April 25, 1986.

Hon. AUGUSTUS F. HAWKINS,
Chairman, Committee on Education and Labor, House of Representatives, Washington, DC.

DEAR MR. CHAIRMAN: The Congressional Budget Office has prepared the attached cost estimate for H.R. 2246, the Education Research and Statistics Amendments of 1986, as ordered reported by the House Committee on Education and Labor on April 23, 1986.

If you wish further details on this estimate, we will be pleased to provide them.

With best wishes,

Sincerely,

RUDOLPH G. PENNER,
Director.

CONGRESSIONAL BUDGET OFFICE COST ESTIMATE

1. Bill number: H.R. 2246.

2. Bill title: Education Research and Statistics Amendments of 1986.

3. Bill status: As ordered reported by the House Committee on Education and Labor on April 23, 1986.

4. Bill purpose: The purpose of this bill is to amend and extend the authorization for education research, and to amend the author-

ization for the National Center for Education Statistics. The research programs, formerly operated by the National Institute of Education, would be officially placed under the Office of Educational Research and Improvement in the Department of Education. This bill is subject to subsequent appropriations action.

5. Estimated cost to the Federal Government:

[By fiscal years, in millions of dollars]

	1987	1988	1989	1990	1991
Educational research and improvement: Estimated authorization level	44	47	51	.....	.....
Estimated outlays	25	39	47	22	8
Center for Statistics:					
Estimated authorization level	3	2	1	.....	.....
Estimated outlays	2	2	2	1	0
Bill total:					
Estimated authorization level	47	49	52	.....	.....
Estimated outlays	27	41	49	23	8

The costs of this bill fall within function 500.

Basis of estimate: This bill authorizes funds for the Department of Education's Office of Educational Research and Improvement to carry out research activities, data collection, and information dissemination to promote the improvement of American education. These activities are authorized for 1987 at stated levels and for 1988 and 1989 at such sums as may be necessary.

Two programs under this bill, the National Assessment of Educational Progress and the Center for Statistics (currently the National Center for Education Statistics), are already authorized for 1987 through 1989 under current law. The National Assessment is authorized at $10.8 million in each year and the NCES is authorized at stated levels for grants and contracts through 1989 and at such sums as may be necessary in any fiscal year for collecting data on elementary and secondary education financing. The latter activity is presently funded at about $2.5 million. CBO cost estimates reflect only the additional amounts authorized by a bill. In this case, the estimate reflects the stated levels in 1987, adjusted for inflation in the outyears; minus the amounts already authorized under current law.

Outlay estimates were made assuming full appropriation of authorization levels, and assuming continuation of the current spending pattern of these programs.

6. Estimated cost to State and local government: The Congressional Budget Office has determined that the budgets of state and local governments would not be affected directly by the enactment of this bill.

7. Estimate comparison: None.

8. Previous CBO estimate: None.

9. Estimate prepared by: Ken Pott.

10. Estimate approved by: C.G. Nuckols, James L. Blum, Assistant Director for Budget Analysis.

Committee Estimate

With reference to the statement required by clause 7(a)(1) of Rule XIII of the Rules of the House of Representatives, the Committee agrees with the estimate prepared by the Congressional Budget Office.

Inflationary Impact Statement

Pursuant to clause 2(1)(4) of Rule XI of the Rules of the House of Representatives, the Committee estimates that the enactment of H.R. 2246 will have no inflationary impact on prices and costs in the operation of the national economy. It is the judgment of the Committee that there is no inflationary impact of this legislation as a component of the Federal budget.

Committee Findings

With reference to the statement required by clause 2(1)(3)(A) of Rule XI of the Rules of the House of Representatives regarding any findings or recommendations pursuant to this Committee's oversight reviews or studies, the Subcommittee on Select Education has conducted three legislative hearings on this bill.

Oversight Findings and Recommendations of the Committee on Government Operations

In compliance with clause 2(1)(3)(D) of Rule XI of the Rules of the House of Representatives, the Committee states that no findings or recommendations of the Committee on Government Operations were submitted to the Committee with reference to the subject matter specifically addressed by H.R. 2246.

Summary

The Committee on Education and Labor finds that H.R. 2246, as amended, appropriately reauthorizes sections 405 and 406 of GEPA.

Section-by-Section Analysis

SHORT TITLE

Section 1. This section spoecifies the short title of the bill as the Education Research and Statistics Amendments of 1986.

EDUCATIONAL RESEARCH AND IMPROVEMENT

Section 2. Section 2 of the bill contains a complete rewrite of section 405 of GEPA; the provision relating to the education research and improvement activities generally carried out by the Department. Set forth below is a section-by-section description of section 405 of GEPA, as amended. The section references in the description are to the new sections of GEPA.

New Section 405(a) of GEPA. This section includes the declaration of policy regarding the Federal role in educational research and improvement and includes a definition of the term "educational research."

New Section 405(b) of GEPA. This section specifies the purpose of OERI to carry out the Federal role in educational research and improvement. This section also spoecifies that OERI shall be administered by the Assistant Secretary for Educational Research and Improvement and include: the National Advisory Council on Educational Research and Improvement; the Center for Statistics; and other units considered appropriate by the Secretary. This section also sets out four priority research and development needs. This section also directs the Secretary to publish proposed research priorities in the Federal Register and provides an opportunity for public comment.

New Section 405(c) of GEPA. This section specifies the number of members of the National Advisory Council appointed by the President (15) and the composition of the Council; the authority to include ex officio members; the policy that a majority of appointed members constitutes a quorum; the designation by the President of the chairperson from among the members; the terms of office of the appointed members; and the functions of the Council.

New Section 405(d) of GEPA. This section lists the activities of the Office. The Secretary may carry out the activities directly; through grants, contracts and cooperative agreements with institutions of higher education, public and private organizations, institutions and agencies or individuals; and through the provision of technical assistance. This section also provides limited excepted hiring authority.

This section also prescribes the general rules governing the making of awards, including soliciting recommendations, and employing suitable selection procedures utilizing the procedures and principles of peer review. In making awards, the Secretary shall also determine that the activities assisted will be conducted efficiently, will be of high quality, and meet priority research and development needs under section 405(b)(2)(A) of GEPA, as amended.

This section also provides that in carrying out the functions of the Office, the Secretary must: (a) support labs, (b) centers, (c) meritorious unsolicated proposals for educational research and related authorized activities; and (d) proposals that are specifically invited or requested by the Secretary which meet priority research and development needs.

This section also specifies the application procedure for labs and centers, policies concerning the contents of the application (including assurances), and rules governing the awarding of grants and the entering into of contracts.

This section also directs the Secretary to make available adequate funds to support meritorious, unsolicited proposals and provide sufficient notice of the availability of such funds.

This section also specifies that no lab or center receiving assistance under section 405 shall, by reason of the receipt of such assistance, be ineligible for other assistance. This section also authorizes the Secretary to establish and maintain research fellowships in the Office.

New Section 405(e) of GEPA. This section directs the Secretary to carry out by grant or cooperative agreement with a nonprofit organization, a National Assessment of Educational Progress and provides that the organization through which the Office carries out

the National Assessment shall be responsible for its overall management. The organization must delegate authority to design and supervise the conduct of the National Assessment to an Assessment Policy Committee established by the organization. The bill also specifies the composition of the Assessment Policy Committee as including fourteen members and the terms of its members. Elementary and secondary school principals are identified as members.

This section also specifies that the appropriateness of all cognitive, background, and attitude items developed as part of the National Assessment must be the responsibility of the Assessment Policy Committee. Such items shall be subject to review by the Department of Education and the Office of Management and Budget for a single period of not more than 60 days.

This section also provides that participation in the National Assessment by educational agencies shall be voluntary. This section also provides that the Secretary shall provide for a periodic review of the National Assessment, including providing for public comment and shall result in the submission of a report to the Congress.

New Section 405(f) of GEPA. This section authorizes to be appropriated for carrying out the research and improvement functions of the Office (section 405 of GEPA) $55 million for FY 1987 and such sums as may be necessary for FY 1988 and FY 1989. This section also provides that not less than 95 percent of the funds appropriated for any fiscal year shall be expended to carry out section 405 of GEPA through grants, contracts, and cooperative agreements. This section also authorizes the Office to act for all agencies when more than one agency uses funds to support a single project under section 405 of GEPA.

This section also includes transition provisions governing the transfer of functions from NIE to OERI. This section also includes a grandfather clause enabling the Department to continue the employment of three current employees whose continued employment would otherwise contravene the excepted hiring provisions in the bill. This section also includes a conforming amendment deleting section 401(c) of DEOA related to excepted hiring.

CENTER FOR STATISTICS

Section 3 of the bill. This section of the bill makes several amendments to existing section 406 of GEPA:

Section 3(a) makes conforming amendments to reflect the new name, chief official, placement and grantmaking authority for the Center for Statistics.

Section 3(b) contains conforming amendments.

Section 3(c) adds to the functions of the Center the analysis of statistics and data and requires that if feasible, such data be collected on a State-by-State basis, and also makes conforming amendments.

Section 3(d) and 3(e) make conforming amendments.

Section 3(f) requires that the Center provide State and local educational agencies the opportunity to suggest particular compilations, surveys, and analyses to be developed and also contains conforming amendments.

Section 3(g) revises the authorization of appropriations for the Center for Statistics to authorize $20 million for FY 1987 and such sums as may be necessary for each of the fiscal years 1988 and 1989.

Section 3(h) eliminates the requirement in current law that the Center compile profiles of State equalization.

USE OF COUNCIL STAFF AND FACILITIES

Section 4 of the bill. This section provides that neither the National Advisory Council nor the Advisory Council on Statistics or any of their members may use Council staff, facilities, equipment, supplies, or franking privileges for activities unrelated to the purpose of the respective Council.

SPECIAL PROJECTS UNDER THE SECRETARY'S DISCRETIONARY FUNDS

Section 5 of the bill. This section amends section 583 of Chapter 2 of the Education Consolidation and Improvement Act of 1981 to require the Secretary of Education to fund the National Diffusion Network at not less than 34 percent of funds reserved for the Secretary's Discretionary Funds. This section also describes the objectives of the program and the Secretary's responsibilities and authority in carrying out the program.

EFFECTIVE DATE

Section 6 of the bill. The Amendments are effective on October 1, 1986.

Changes in Existing Law Made by the Bill, As Reported

In compliance with clause 3 of rule XIII of the Rules of the House of Representatives, changes in existing law made by the bill, as reported, are shown as follows (existing law proposed to be omitted is enclosed in black brackets, new matter is printed in italic, existing law in which no change is proposed is shown in roman):

General Education Provisions Act

* * * * * * *

Part A—Education Division of the Department of Health, Education, and Welfare

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[NATIONAL INSTITUTE OF EDUCATION

[Sec. 405. (a)(1) The Congress hereby declares it to be the policy of the United States to provide to every person an equal opportunity to receive an education of high quality regardless of his race, color, religion, sex, age, handicap, national origin, or social class. Although the American educational system has pursued this objective, it has not yet attained that objective. Inequalities of opportunity to receive high quality education remain pronounced. To achieve quality will require far more dependable knowledge about the processes of learning and education than now exists or can be

expected from present research and experimentation in this field. While the direction of the education system remains primarily the responsibility of State and local governments the Federal Government has a clear responsibility to provide leadership in the conduct and support of scientific inquiry into the educational process.

[(2) The Congress further declares it to be the policy of the United States to—

[(i) help to solve or to alleviate the problems of, and promote the reform and renewal of American education;

[(ii) advance the practice of education, as an art, science, and profession;

[(iii) strengthen the scientific and technological foundations of education; and

[(iv) build an effective educational research and development system.

[(b)(1) In order to carry out the policy set forth in subsection (a), there is established the National Institute of Education (hereinafter referred to as the "Institute") which shall consist of a National Council on Educational Research (referred to in this section as the "Council") and a Director of the Institute (hereinafter referred to as the "Director"). The Institute shall have only such authority as may be vested therein by this section.

[(2) The Institute shall, in accordance with the provisions of this section, seek to improve education in the United States through concentrating the resources of the Institute on the following priority research and development needs—

[(A) improvement in student achievement in the basic educational skills, including reading and mathematics;

[(B) overcoming problems of finance, productivity, and management in educational institutions;

[(C) improving the ability of schools to meet their responsibilities to provide equal educational opportunities for students of limited English-speaking ability, women, and students who are socially, economically, or educationally disadvantaged;

[(D) preparation of youths and adults for entering and progressing in careers;

[(E) overcoming the special problems of the nontraditional student, including the older student (with special consideration for students over age 45) and the part-time student, and the institution which the student attends;

[(F) encouraging the study of languages and cultures and addressing both national and international education concerns; and

[(G) improved dissemination of the results of, and knowledge gained from, educational research and development, including assistance to educational agencies and institutions in the application of such results and knowledge.

In carrying out this paragraph, the Institute shall give attention to the needs of early adolescents and the schools which serve them.

[(c)(1) The Council shall consist of fifteen members appointed by the President, by and with the advice and consent of the Senate, the Director, and such other ex officio members who are officers of the United States as the President may designate. A majority of the members of the Council (including ex officio members) shall

constitute a quorum. The Chairman of the Council shall be designated from among its appointed members by the President Ex officio members shall not have a vote on the Council. The members of the Council shall be appointed so that the Council shall be broadly representative of the general public; of the education professions, including practitioners and researchers; and of the various fields of education, including preschool, elementary and secondary, postsecondary, continuing, vocational, special, and compensatory education.

[(2) The term of office of the members of the Council (other than ex officio members) shall be three years, except that (A) the members first taking office shall serve as designated by the President, five for terms of three years, five for terms of two years, and five for terms of one year, (B) any member appointed to fill a vacancy shall serve for the remainder of the term for which his predecessor was appointed, and (C) the term of office of each member shall expire on September 30 of the year in which such term would otherwise expire, unless a successor to such member has not been appointed and confirmed by the Senate by such date, in which case such member shall continue to serve until a successor has been appointed and confirmed. Any appointed member who has been a member of the Council for six consecutive years shall thereafter be ineligible for appointment to the Council during the two-year period following the expiration of such sixth year.

[(3) The Council shall—

[(A) establish general policies for, and review the conduct of, the Institute;

[(B) advise the Assistant Secretary and the Director of the Institute on development of programs to be carried out by the Institute;

[(C) present to the Assistant Secretary and the Director such recommendations as it may deem appropriate for the strengthening of educational research, the improvement of methods of collecting and disseminating the findings of educational research and of insuring the implementation of educational renewal and reform based upon the findings of educational research;

[(D) conduct such studies as may be necessary to fulfill its functions under this section;

[(E) prepare an annual report to the Assistant Secretary on the current status and needs of educational research in the United States;

[(F) submit an annual report to the President on the sctivities of the Institute, and on education and educational research in general, (i) which shall include such recommendations and comments as the Council may deem appropriate, and (ii) shall be submitted to the Congress not later than March 31 of each year; and

[(G) meet at the call of the Chairman, except that it shall meet (i) at least four times during each fiscal year, or (ii) whenever one-third of the members request in writing that a meeting be held.

The Director shall make available to the Council such information and assistance as may be necessary to enable the Council to

carry out its functions. The Council may employ, without the approval of the Director, without regard to the provisions of title 5, United States Code, governing appointments in the competitive service, and without regard to the provisions of chapter 51 and subchapter II of chapter 53 of such title relating to classification and General Schedule pay rates, not to exceed seven technical and professional employees, as the Council deems necessary to carry out its functions.

[(d)(1) The Director of the Institute shall be appointed by the President, by and with the advice and consent of the Senate. The Director shall be compensated at the rate provided for level V of the Executive Schedule under section 5316 of title 5, United States Code, and shall perform such duties and exercise such powers and authorities as the Council, subject to the general supervision of the Assistant Secretary, may prescribe. The Director shall be responsible to the Assistant Secretary and shall report to the Secretary through the Assistant Secretary and not to or through any other offices of the Department of Health, Education, and Welfare. The Director shall not delegate any of his functions to any other officer who is not directly responsible to him.

[(2) There shall be a Deputy Director of the Institute (referred to in this section as the "Deputy Director") who shall be appointed by the President and shall serve at the pleasure of the President. The Deputy Director shall be compensated at the rate provided for grade 18 of the General Schedule set forth in section 5332 of title 5, United States Code, and shall act for the Director during the absence or disability of the Director and exercise such powers and authorities as the Director may prescribe. The position created by this paragraph shall be in addition to the number of positions placed in grade 18 of the General Schedule under section 5108 of title 5, United States Code.

[(e)(1) In order to carry out the objectives of the Institute, the Director is authorized, through the Institute, to conduct educational research; collect and disseminate the findings of educational research; train individuals in educational research; assist and foster such research; collection, dissemination, or training through grant, or technical assistance to, or jointly financed cooperative arrangements with, public or private organizations, institutions, agencies, or individuals; promote the coordination of such research and research support within the Federal Government; and may construct or provide (by grant or otherwise) for such facilities as he determines may be required to accomplish such purposes. As used in this subsection, the term "educational research" includes research (basic and applied), planning, surveys, evaluations, investigations, experiments, developments, and demonstrations in the field of education (including career education).

[(2) Funds appropriated pursuant to subsection (b) for any fiscal year may be expended on projects and activities to disseminate (A) information on the results of educational research and development; and (B) other educational information. Projects and activities funded under this paragraph may include cooperative and jointly funded arrangements for such dissemination utilizing individuals who may be designated as "Education Extension Agents." Employment opportunities at the local level which are generated and

funded through projects and activities carried out under the preceding sentence of this paragraph shall be made available to residents of the area to be served, if any such residents are qualifed for, and apply for, such employment.

[(3) The Director may establish and maintain research fellowships in the Institue, with such stipends and allowances, including travel and subsistence expenses, as the Director may deem necessary to procure the assistance of highly qualified research fellows from the United States and abroad.

[(4) Not less than 90 per centum of the funds appropriated pursuant to subsection (h) for any fiscal year shall be expended to carry out this section through grants or contracts with qualified public or private agencies and individuals.

[(5) The Director may appoint, for terms not to exceed three years, without regard to the provisions of title 5 of the United States Code governing appointment in the competitive service and may compensate without regard to the provisions of chapter 51 and subchapter III of chapter 53 of such title relating to classification and General Schedule pay rates, such technical or professional employees of the Institute as he deems necessary to accomplish its functions and also appoint and compensate without regard to such provisions not to exceed one-fifth of the number of full-time, regular technical or professional employees of the Institute.

[(f)(1) In carrying out the functions of the Institute under this section, the Director shall, in accordance with the provisions of this subsection, make grants to, and enter into contracts with—

[(A) regional educational laboratories established by public agencies or private nonprofit organizations; and

[(B) research and development centers established by institutions of higher education or by interstate agencies established by compact which operate subsidiary bodies established to conduct postsecondary educational research and development.

[(2) No grants shall be made and no contract entered into under this subsection unless—

[(A) proposals for assistance under this subsection are solicited from regional educational laboratories and research and development centersby the Director;

[(B) proposals for such assistance are developed by the regional educational laboratories and the research and development centers in consultation with the Director;

[(C) proposals are submitted in an application, containing or accompanied by such information as is essential to carry out the provisions of this section, including assurances that the laboratory or center involved will—

[(i) be responsible for the conduct of the research and development activities;

[(ii) prepare a long-range plan relating to the conduct of such research and development activities;

[(iii) insure that information developed as a result of such research and development activities, including new educational methods, practices, techniques, and products, be disseminated;

[(iv) provide technical assistance to appropriate educational agencies and institutions; and

[(v) to the extent practicable, provide training for individuals, emphasizing training opportunities for women and members of minority groups, in the use of new educational methods, practices, techniques, and products developed in connection with such activities; and

[(D) the Director determines that the proposed activities will be consistent with the education research and development program and dissemination activities which are being conducted by the Institute.

[(3) No regional educational laboratory or research and development center receiving assistance under this subsection shall by reason of the receipt of such assistance be ineligible to receive any other assistance from the Institute authorized by law.

[(g)(1) There is established within the Institute a Federal Council on Educational Research and Development (hereinafter in this subsection referred to as the "Federal Council").

[(2) The Federal Council shall be composed of representatives of Federal agencies engaged in research and development relating to education, and shall include, but not be limited to, a representative designated by the Secretary of Defense, a representative designated by the Secretary of Labor, the Director of the National Institutes of Education, the Director of the National Institute of Health, the Director of the National Science Foundation, the Director of the Office of Child Development of the Department of Health, Education, and Welfare, and the Commissioner of Education.

[(3) The President shall designate the Director of the Institute to be the Chairman of the Federal Council.

[(4) The President shall appoint additional representatives of Federal agencies and may alter the membership of the Federal Council from time to time as he considers necessary to meet changes in Federal programs or in the organization of the executive branch of the Federal Government.

[(5) The Federal Council shall—

[(A) advise, and consult with, the Director of the Institute with respect to major problems arising in connection with carrying out the purposes of the Institute;

[(B) promote coordination between the programs and activities of the Institute and related programs and activities of other Federal agencies, including the joint support of activities to the extent such support is appropriate;

[(C) make an annual report to the Congress and the President on the status of educational research and development in the United States, including (i) a catalog of federally assisted programs in educational research and development; (ii) a report of the most significant findings of such reseach and development; and (iii) recommendations with respect to the manner in which such Federal research and development efforts may be improved; and

[(D) make recommendations to the Congress and the President with respect to effective means for the dissemination throughout the United States of information relating to educational research and development, and carry out an assessment

of existing efforts used by Federal agencies for the dessemination of such information.

[(h)(1) In conducting educational research under subsection (e) which deals with specific education programs or the target populations of such programs, the Director shall consult with the appropriate administrators of such programs within appropriate Federal agencies.

[(2) The head of any Federal agency which conducts educational research or provides financial assistance for such research shall consult with the Director with respect to the design of programs of such research.

[(i) Where funds are advanced for a single project by more than one Federal agency for the purposes of this section, the National Institute of Education may act for all in administering the funds advanced.

[(j)(1) There are authorized to be appropriated to carry out the provisions of this section $120,000,000 for fiscal year 1981, $130,000,000 for fiscal year 1982, $145,000,000 for fiscal year 1983, $160,000,000 for fiscal year 1984, and $175,000,000 for fiscal year 1985.

[(2) Sums so appropriated shall, notwithstanding any other provision of law unless enacted in express limitation of this subsection, remain available for the purposes of this subsection unless expended.

[(k)(1) In addition to other responsibilities of the Institute under this section, the Institute shall carry out, by grant to or cooperative agreement (subject to the provisions of the Federal Grant and Cooperative Agreement Act of 1977) with a nonprofit education organization, a National Assessment of Educational Progress which shall have as a primary purpose the assessment of the performance of children and young adults in the basic skills of reading, mathematics, and communication. Such a National Assessment shall—

[(A) collect and report at least once every five years data assessing the performance of students at various age or grade levels in each of the areas of reading, writing, and mathematics;

[(B) report periodically data on changes in knowledge and skills of such students over a period of time;

[(C) conduct special assessment of other educational areas, as the need for additional national information arises;

[(D) provide technical asssitance to State educational agencies and to local edcational agencies on the use of National Assessment objectives, primarily pertaining to the basic skills of reading, mathematics, and communication, and on making comparison of such assessments with the national profile and change data developed by the National Asessment; and

[(E) with respect to each State which voluntarily participates in accordance with paragraph (5), provide for a statement of information collected by the National Assessment for each such State.

[(2)(A) The education organization through which the Institute carries out the National Assessment shall be responsible for overall management of he National Assessment. Such organization shall delegate authority to design and supervise the conduct of the Na-

tional Assessment to an Assessment Policy Committee established by such organization. The Assessment Policy Committee shall be composed of—

[(B) Members of the Assessment Policy Committee appointed in accordance with division (ii) of subparagraph (A) shall be—

[(i) one chief State school officer;
[(ii) two State legislators;
[(iii) two school district superintendents;
[(iv) one chairman of a State board of education;
[(v) one chairman of a local school board;
[(vi) one Governor of a State; and
[(vii) four classroom teachers.

[(C) The Director of the Institute shall serve as an ex officio member of the Assessment Policy Committee. The Director shall also appoint a member of the National Council on Education Research to serve as a nonvoting member of the Assessment Policy Committee.

[(D) Members appointed in accordance with divisions (i) and (ii) of subparagraph (A) shall be appointed for terms of three years, except that (i) in the case of members appointed for fiscal year 1979, one third of the membership shall be appointed for terms of one year each and one third shall be appointed for terms of two years each, and (ii) appointments to fill vacancies shall be for such terms as remain unexpired. No member shall be appointed to serve more than two consecutive terms.

[(3) The Assessment Policy Committee established by paragraph (2) shall be responsible for the design of the National Assessment, including the selection of the learning areas to be assessed, the development and selection of goal statements and assessment items, that assessment methodology, the form and content of the reporting and dissemination of assessment results, and studies to evaluate and improve the form and utilization of the National Assessment. The appropriateness of all cognitive, background, and attitude items developed as part of the National Assessment shall be the responsibility of the Assessment Policy Committee. Such items shall be subject to review by the Department of Education and the Office of Management and Budget for a single period of not more than 60 days.

[(4) Each learning area assessment shall have goal statements devised through a national consensus approach, providing for active participation of teachers, curriculum specialists, subject matter specialists, local school administrators, parents, and concerned members of the general public. All items selected for use in the assessment shall be reviewed to exclude items which might reflect racial, sex, cultural, or regional bias.

[(5) Participation in the National Assessment by State and local educational agencies selected as part of a sample of such agencies shall be voluntary.

[(6) The Director of the Institute shall provide for a review of the National Assessment at least once every three years. This review shall provide an opportunity for public comment on the conduct and usefulness of National Assessment and shall result in a

report to the Congress and to the Nation on the findings and recommendations, if any, stemming from the review.

[(7) There are authorized to be appropriated $8,000,000 for fiscal year 1985, and $10,800,000 for each succeeding fiscal year ending prior to October 1, 1989, to carry out the provisions of this subsection.

[(l) For purpcses of this section, the terms "United States" and "State" include the District of Columbia and Puerto Rico.]

OFFICE OF EDUCATIONAL RESEARCH AND IMPROVEMENT

SEC. 405. (a)(1) The Congress declares it to be the policy of the United States to provide to every person an equal opportunity to receive an education of high quality regardless of race, color, religion, sex, age, handicap, national origin, or social class. Although the American education system has pursued this objective, it has not attained it. Inequalities of opportunity to receive high quality education remain pronounced. To achieve the goal of quality education requires the continued pursuit of knowledge about education through research, improvement activities, data collection, and information dissemination. While the director of American education remains primarily the responsibility of State and local governments, the Federal Government has a clear responsibility to provide leadership in the conduct and support of scientific inquiry into the educational process.

(2) The Congress further declares it to be the policy of the United States to—

(A) promote the improvement of American education;

(B) advance the practice of education as an art, science, and profession;

(C) support educational research of the highest quality;

(D) strengthen the educational research and development system;

(E) improve educational techniques and training;

(F) assess the national progress of this Nation's schools and educational institutions, particularly special populations; and

(G) collect, analyze, and disseminate statistics and other data related to education in the United States and other nations.

(3) For the purpose of this section—

(A) the term "educational research" includes basic and applied research, development, planning, surveys, assessments, evaluations, investigations, experiments, and demonstrations in the field of education and other fields relating to education; and

(B) the term "United States" and "State" include the District of Columbia and Puerto Rico.

(b)(1) It shall be the purpose of the Office of Educational Research and Improvement (referred to in this section as the "Office") established by section 209 of the Department of Education Organization Act to carry out the policies set forth in subsection (a). The Office shall be administered by the Assistant Secretary for Educational Research and Improvement (referred to in this section as the "Assistant Secretary") established by section 202 of the Department of Education Organization Act and shall include—

(A) the National Advisory Council on Educational Research and Improvement (referred to in this section as the "Council") established in subsection (c);

(B) the Center for Statistics established by section 406 of the Act; and

(C) such other units as the Secretary considers appropriate to carry out the purposes of the Office.

(2)(A) The Office shall, in accordance with the provisions of this section, seek to improve education in the United States through concentrating the resources of the Office on the following priority research and development needs—

(i) improving student achievement;

(ii) improving the ability of schools to meet their responsibilities to provide equal educational opportunities for all students, including those with handicaps, those of limited English-speaking ability, women, older students, part-time students, and students who are socially, economically, or educationally disadvantaged;

(iii) collecting, analyzing, and disseminating statistics and other data related to education in the United States and other nations; and

(iv) improving the dissemination and application of knowledge obtained through educational research and data collection, particularly to education professionals and policy makers.

(B) The Secretary shall publish proposed research priorities in the Federal Register every two years, not later than October 1, and shall allow a period of sixty days for public comments and suggestions.

(c)(1) The Council shall consist of fifteen members appointed by the President, by and with the advice and consent of the Senate. In addition, there shall be such ex officio members who are officers of the United States as the President may designate, including the Assistant Secretary. A majority of the appointed members of the Council shall constitute a quorum. The chairperson of the Council shall be designated by the President from among the appointed members. Ex officio members shall not have a vote on the Council. The members of the Council shall be appointed to ensure that the Council is broadly representative of the general public; the education professions, including practitioners; policymakers and researchers; and the various fields and levels of education.

(2)(A) Except as provided in subparagraph (b), members shall be appointed to terms of three years.

(B) Of the members first appointed—

(i) five shall be appointed for terms of one year;

(ii) five shall be appointed for terms of two years; and

(iii) five shall be appointed for terms of three years;

as designated by the President at the time of appointment.

(C) Any member appointed to fill a vacancy occurring before the expiration of the term for which the predecessor was appointed shall be appointed only for the remainder of such term. A member may serve after the expiration of a term until a successor has taken office.

(D) An appointed member who has been a member of the Council for six consecutive years shal be ineligible for appointment to the

Council during the 2-year period following the expiration of the sixth year.

(3) The Council shall—

(A) advise the Secretary and the Assistant Secretary on the policies and activities carried out by the Office;

(B) review and publicly comment on the policies and activities of the Office;

(C) conduct such activities as may be necessary to fulfill its functions under this subsection;

(D) prepare such reports to the Secretary on the activities of the Office as are appropriate; and

(E) submit, no later than March 31 of each year, a report to the President and the Congress on the activities of the Office, and on education, educational research, and data gathering in general.

(d)(1) In order to carry out the purposes of the Office under this section, the Secretary may conduct educational research; collect, analyze, and disseminate the findings of educational research; train individuals in educational research; assist and foster educational research, data collection, dissemination, and training; promote the coordination of education research and research support within the Federal Government and otherwise assist and foster such research; and collect, analyze, and disseminate statistics and other data related to education in the United States and other nations.

(2) The Secretary may appoint, for terms not to exceed three years (without regard to the provisions of title 5 of the United States Code governing appointment in the competitive service) and may compensate (without regard to the provisions of chapter 51 and subchapter III of chapter 53 of such title relating to classification and General Schedule pay rates) such scientific or professional employees of the Office as the Secretary considers necessary to accomplish its functions. The Secretary may also appoint and compensate not more than one-fifth of the number of full-time, regular scientific or professional employees of the Office without regard to such provisions. The rate of basic pay for such employees may not exceed the maximum annual rate of pay for grade GS–15 under section 5332 of title 5 of the United States Code, except that the pay of any employee employed before the date of enactment of the Education Research and Statistics Amendments of 1986 shall not be reduced by application of such maximum pay limitation.

(3)(A) The Secretary may carry out the activities in paragraph (1)—

(i) directly;

(ii) through grants, contracts, and cooperative agreements with institutions of higher education, public and private organizations, institutions, agencies, and individuals; and

(iii) through the provision of technical assistance.

(B) When making awards under this subsection, the Secretary shall—

(i) solicit recommendations and advice regarding research priorities, opportunities, and strategies from qualified experts, such as education professionals and policymakers, personnel of the regional education laboratories and of the research and de-

velopment centers supported under paragraph (4), and the Council, as well as parents and other members of the general public;

(ii) employ suitable selection procedures utilizing the procedures and principles of peer review; and

(iii) determine that the activities assisted will be conducted efficiently, will be of high quality, and will meet priority research and development needs under this section.

(4)(A) In carrying out the functions of the Office, the Secretary shall, in accordance with the provisions of this subsection, support—

(i) regional educational laboratories established by public agencies or private nonprofit organizations to serve a specific region of the Nation under the guidance of a regionally representative governing board;

(ii) research and development centers established by institutions of higher education, by institutions of higher education in consort with public agencies or private nonprofit organizations, or by interstate agencies established to conduct postsecondary educational research and development;

(iii) meritorious unsolicited proposals for educational research and related activities that are authorized by this subsection; and

(iv) proposals that are specifically invited or requested by the Secretary, which meet priority research and development needs under this section.

(B) Prior to awarding a grant or entering into a contract for a regional educational laboratory or research and development center under subparagraph (A)(i) or (A)(ii), the Secretary shall invite applicants to compete for such laboratories and centers through notice published in the Federal Register.

(C) Each application for assistance under subparagraph (A)(i) or (ii) as a regional educational laboratory or a research and development center shall contain such information as the Secretary may reasonably require, including assurances that the applicant will—

(i) be responsible for the conduct of the research and development activities;

(ii) prepare a long-range plan relating to the conduct of such research and development activities;

(iii) ensure that information developed as a result of such research and development activities, including new educational methods, practices, techniques, and products, will be appropriately disseminated;

(iv) provide technical assistance to appropriate educational agencies and institutions; and

(v) to the extent practicable, provide training for individuals, emphasizing training groups, in the use of new educational methods, practices, techniques, and products developed in connection with such activities.

(D) No grant may be made and no contract entered into for assistance described under subparagraph (A)(i) or (ii) unless—

(i) proposals for assistance under this subsection are solicited from regional educational laboratories and research and development centers by the Office;

(ii) proposals for such assistance are developed by the regional educational laboratories and the research and development centers in consulation with the Office; and

(iii) the Office determines that the proposed activities will be consistent with the education research and development program and dissemination activities which are being conducted by the Office.

(E) No regional educational laboratory or research and development center receiving assistance under this subsection shall, by reason of the receipt of that assistance, be ineligible to receive any other assistance from the Office authorized by law.

(F) The Secretary shall make available adequate funds to support meritorious, unsolicited proposals as described under subparagraph (A)(iii), and provide sufficient notice of the availability of such funds to individual researchers in all regions of the country.

(5) The Secretary, from funds appropriated under this section, may establish and maintain research fellowships in the Office, for scholars, researchers, and statisticians engaged in the collection and dissemination of information about education and educational research. Subject to regulations published by the Secretary, fellowships may include such stipends and allowance, including travel and subsistence expenses provided for under title 5, United States Code, as the Secretary considers appropriate.

(e)(1) In addition to the other responsibilities of the Office under this section, the Office shall carry out, by grant or cooperative agreement with a nonprofit organizaiton, a National Assessment of Educational Progress which shall have as a primary purpose the assessment of the performance of children and young adults in the basic skills of reading, mathematics, communication, and other subjects and skills. Such a National Assessment shall—

(A) collect and report at least once every five years data assessing the performance of students at various age or grade levels in each of the areas of reading, writing, and mathematics;

(B) report, periodically, data on changes in knowledge and skills of such students over a period of time;

(C) conduct special assessments of other educational areas, as the need for additional national information arises;

(D) provide technical assistance to State educational agencies and to local educational agencies on the use of National Assessment objectives, primarily pertaining to the basic skills of reading, mathematics, and communication, and on making comparisons of such assesments with the national profile and change data developed by the National Assessment; and

(E) with respect to each State which voluntarily participates in accordance with paragraph (5), provide for a statement of information collected by the National Assessment for each such State.

(2)(A) The organizaation through which the Office carries out the National Assessment shall be responsible for overall management of the National Assessment. Such organization shall delegate authority to design and supervise the conduct of the National Assessment to an Assessment Policy Committee, established by such organization. The assessment Policy Committee shall be composed of—

(i) five members appointed by the organization of whom two members shall be representatives of business and industry and three members shall be representativaes of business and industry and three members shall be representatives of the general public; and

(ii) fourteen members appointed by the organization from the categories of membership specified in subparagraph (B).

(B) Members of the Assessment Policy Committee appointed in accordance wiht subparagraph (A)(ii) shall be—

(i) one chief State school officer;

(ii) two State legislators;

(iii) two school district superintendents;

(iv) one member of a State board of education;

(v) one member of a local school board;

(vi) one Governor of a State;

(vii) four classroom teachers;

(viii) one elementary school principal; and

(ix) one secondary school principal.

(C) The Assistant Secretary shall serve as an ex officio member of the Assessment Policy Committee. The Assistant Secretary shall also appoint a member of the Council to serve as nonvoting member of the Assessment Policy Committee.

(D) Members appointed in accordance with subparagraph (A)(i) and (ii) shall be appointed for terms for three years on a staggered basis.

(3) The Assessment Policy Committee established by paragraph (2) shall be responsible for the design of the National Assessment, including the selection of the learning areas to be assessed, the development and selection of goal statements and assessment items, the assessment methodology, the form and content of the reporting and dissemination of assessment results, and studies to evaluate and improve the form and utilization of the National Assessment. The appropriateness of all cognitive, background, and attitude items developed as part of the National Assessment shall be the responsibility of the Assessment Policy Committee. Such items shall be subject to review by the Department of Education and the Office of Management and Budget for a single period of not more than 60 days.

(4) Each learning area assessment shall have goal statements devised through a national consensus approach, providing for active participation of teachers, curriculum specialists, subject matter specialists, local school administrators, parents, and members of the general public. All items selected for use in the assessment shall be reviewed to exclude items which might reflect racial, sex, cultural, or regional bias.

(5) Participation in the National Assessment by State and local education agencies selected as part of a sample of such agencies shall be voluntary.

(6) The Secretary shall provide for a periodic review of the National Assessment. This review shall provide an opportunity for public comment on the conduct and usefulness of the National Assessment and shall result in a report to the Congress and to the President on the findings and recommendations, if any, stemming from the review. The Secretary shall consider these findings and recommendations in designing the competition to select the organi-

zation through which the Office carries out the National Assessment.

(f)(1) There are authorized to be appropriated to carry out the provisions of this section $55,000,000 for fiscal year 1987 and such sums as may be necessary for each of the fiscal years 1988 and 1989.

(2) Not less than 95 percent of funds appropriated pursuant to this subsection for any fiscal year shall be expended to carry out this section through grants, cooperative agreements, or contracts.

(3) When more than one Federal agency uses funds to support a single project under this section, the Office may act for all such agencies in administering those funds.

NATIONAL CENTER FOR EDUCATION STATISTICS *CENTER FOR STATISTICS*

SEC. 406. (a) There is established, within the [Office of the Assistant Secretary, a National Center for Education Statistics (hereafter in this section referred to as the "Center").] Office of Educational Research and Improvement, a Center for Statistics (referred to in this section as the "Center"). The Center shall be headed by [an Administrator] *a Director* who shall be appointed by the Assistant Secretary in accordance with the provisons of title 5, United States Code, relating to appointments in the competitive service.

(b) The purpose of the Center shall be to collect, *and analyze,* and disseminate statistics and other data related to education in the United States and in other nations. The Center shall—

(1) *if feasible, on a State-by-State basis,* collect, collate, and, from time to time, report full and complete statistics on the conditions of education in the United States;

* * * * * * *

(5) conduct a continuing survey of insitutions of higher education and local educational agencies to determine the demand for, and the availability of, qualified teachers and administrative personnel, especially in critical areas within education which are developing or are likely to develop, and assess the extent to which programs administered in the [Education Division] *Department of Education* are helping to meet the needs identified as a result of such continuing survey.

(c)(1) There shall be an Advisory Council on Education Statistis which shall be composed of 7 members appointed by the Secretary and such ex officio members as are listed in subparagraph (2). Not more than 4 of the appoined members of the Council may be members of the same political party.

(2) The ex officio members of the Council shall be—

[(A) the Commissioner of Education,]

[(B) the Director of the National Institute of Education.]

(A) the Assistant Secretary,

[(C)] *(B)* the Director of the Census, and

[(D)] *(C)* the Commissioner of Labor Statistics.

* * * * * * *

(d)(1) The [Assistant] Secretary shall, not later than June 1 of each year, submit to the Congress an annual report which—

(A) contains a description of the activities of the Center during the then current fiscal year and a projection of its activities during the succeeding fiscal year;

(B) sets forth estimates of the cost of the projected activities for such succeeding fiscal year;

(C) includes a statistical report on the condition of education in the United States during the two preceding fiscal years and a projection, for the three succeeding fiscal years, of estimated statistics related to education in the United States; and

(D) clearly sets forth areas of critical need for additional qualified education personnel in local education agencies and, after discussion and review by the Advisory Council on Education Statistics, identifies priorities within projected areas of need, and includes recommendations of the Council with respect to the most effective manner in which the Nation and the Federal Government may address such needs.

* * * * * * *

[(e) In order to carry out the objectives of the Center, the Assistant Secretary is authorized, either directly or by grant or contract, to carry out the purposes set forth in subsection (b), and for that purpose the Assistant Secretary is authorized to make grants to, and contracts with public and private institutions, agencies, organizations and individuals.]

[(f)(1)(A) The Center is authorized to furnish transcripts or copies of tables and other statistical records of the Office of Education, the Assistant Secretary and the National Institute of Education to, and to make special statistical compilations and surveys for, State or local officials, public and private organizations, or individuals.]

(e)(1) The Center is authorized to furnish transcripts or copies of tables and other statistical records of the Office and make special statistical compilations and surveys for State and local officials, public and private organizations, and individuals. The Center shall provide State and local educational agencies opportunities to suggest the development of particular compilations of statistics, surveys, and analyses that would assist those educational agencies. The Center shall furnish such special statistical compilations and surveys as the Committees on Labor and Human Resources and on Appropriations of the Senate and the Committees on Education and Labor and on Appropriations of the House of Representatives may request. Such statistical compilations and surveys, other than those carried out pursuant to the preceding sentence, shall be made subject to the payment of the actual or estimated cost of such work. In the case of nonprofit organizations or agencies, the [Assistant] Secretary may engage in joint statistical projects, the cost of which shall be shared equitably as determined by the [Assistant] Secretary: *Provided,* That the purposes of such projects are otherwise authorized by law.

[(B) All funds received in payment for work or services enumerated under subparagraph (A) shall be deposited in a separate account which may be used to pay directly the costs of such work or

services, to repay appropriations which initially bore all or part of such costs, or to refund excess sums when necessary.]

* * * * * * *

[(3) The Commissioner and the National Institute of Education are directed to cooperate with the Center and make such records and data available to the Center as may be necessary to enable the Center to carry out its functions under this subsection.]

[(g)(1) The amount available for salaries and expenses of the Center shall not exceed $5,000,000 for the fiscal year ending June 30, 1975, $10,000,000 for the fiscal year ending June 30, 1976, and $14,000,000 for each of the fiscal years ending prior to October 1, 1989.

[(2) The amount available for grants and contracts by the Assistant Secretary under subsection (e) shall not exceed $10,000,000 for fiscal year 1985, $12,000,000 for fiscal year 1986, $14,000,000 for fiscal year 1987, $16,000,000 for fiscal year 1988, and $18,000,000 for fiscal year 1989.

[(3) Sums appropriated for activities and expenses of the Center which are not limited by paragraph (2) of this subsection shall be appropriated apart from appropriations which are so limited, as separate line items.]

(f) There are authorized to be appropriated to carry out the provisions of this section $20,000,000 for fiscal year 1987 and such sums as may be necessary for each of the fiscal years 1988 and 1989.

[(h)(1) In addition to its other responsibilities, the National Center for Education Statistics shall, in consultation with the Department of Education, collect uniform data from the States on financing of elementary and secondary education. Each State receiving funds under the Elementary and Secondary Education Act of 1965 shall cooperate with the National Center in this effort.

[(2)(A) The National Center shall, in consultation with the Department of Education,' publish by no later than September 30, 1979, and by no later than September 30 of each second fiscal year thereafter, a composite profile of each State showing the degree to which each has achieved equalization of resources for elementary and secondary education among the school districts within the State. A summary of these profiles shall show this equalization among the States.

[(B) In compiling the profiles required by this paragraph, the National Center shall list the degree of equalization both within and among the States according to the following standards:

[(i) the disparity in expenditures among school districts;

[(ii) the disparity from wealth neutrality; and

[(iii) such other measures as the National Center considers appropriate, including a consideration of price differentials and pupil-teacher ratios.

[(3) There are authorized to be appropriated such sums as may be necessary for any fiscal year to assist the National Center in carrying out its responsibilities under this subsection.]

(g) In addition to its other responsibilities, the Center shall collect uniform data from the States on the financing of elementary and secondary education. Each State receiving funds under the Educa-

tion Consolidation and Improvement Act of 1981 shall cooperate with the Center in this effort.

[(i)] *(h)* For purposes of this section, the terms "United States" and "State" include the District of Columbia and Puerto Rico.

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SECTION 401 OF THE DEPARTMENT OF EDUCATION ORGANIZATION ACT

OFFICERS AND EMPLOYEES

SEC. 401. (a) The Secretary is authorized to appoint and fix the compensation of such officers and employees, including attorneys, as may be necessary to carry out the functions of the Secretary and the Department. Except as otherwise provided by law, such officers and employees shall be appointed in accordance with the civil service laws and their compensation fixed in accordance with title 5 of the United States Code.

* * * * * * *

[(c) The Secretary may appoint, without regard to the provisions of title 5, United States Code, governing appointment in the competitive service, up to 175 scientific, technical, or professional employees of the Office created by section 209 of this Act and may compensate employees so appointed without regard to the provisions of chapter 51 and subchapter III of chapter 53 of such title relating to classification and General Schedule pay rates. The rate of basic compensation for such employees shall not be equal to or in excess of the minimum rate of pay currently paid for GS–16 of the General Schedule under section 5332 of such title.]

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SECTION 583 OF THE EDUCATION CONSOLIDATION AND IMPROVEMENT ACT OF 1981

DISCRETIONARY PROGRAM AUTHORIZED

SEC. 583. (a) From the sums reserved by the Secretary pursuant to the second sentence of section 563(a) the Secretary is authorized to carry out directly or through grants to or contracts with State and local educational agencies, institutions of higher education, and other public and private agencies, organizations, and institutions, programs and projects which—

(1) provide a national source for gathering and disseminating information on the effectiveness of programs designed to meet the special educational needs of educationally deprived children, and others served by this subtitle, and for assessing the needs of such individuals[, including programs and projects formerly authorized by section 376 of the Elementary and Secondary Education Act of 1965 and programs and projects for-

merly funded under the "National Diffusion Network" program;[];

* * * * * * *

(b) From the funds reserved for the purposes of this section, the Secretary shall first fund—

(1) the Inexpensive Book Distribution Program (as carried out through "Reading is Fundamental") as formerly authorized by part C of title II of the Elementary and Secondary Education Act of 1965,

(2) the programs of national significance in the "Arts in Education" Program as formerly authorized by part C of title III of such Act.

(3) programs in alcohol and drug abuse education as formerly authorized by the Alcohol and Drug Abuse Education Act, [and]

(4) the law-related education program as formerly authorized by part G of title III of the Elementary and Secondary Education Act of 1965, *and*

(5) a National Diffusion Network program as described in subsection (c),

at least in amounts necessary to sustain the activities described in this sentence at the level of operations during fiscal year 1981 (or $1,000,000 in the case of the program referred to in paragraph [(4)),] *(4) and not less than 34 percent of funds reserved for the purposes of this section in the case of the program referred to in paragraph (5))*, and then utilize the remainder of such funds for the other authorized activities described in subsection (a).

(c)(1) The National Diffusion Network program under subsection (b)(5) shall be a national program that recognizes and furthers excellence in education by: (A) promoting the awareness and implementation of exemplary educational programs, products, and practices to interested elementary, secondary, and postsecondary institutions throughout the Nation; and (B) promoting the utilization of the knowledge, talents, and services of local staff associated with various educational excellence recognition efforts.

(2) The program shall be directed towards improving the quality of education through the implementation of promising and validated innovations and improvements in educational programs, products, and practices, and through the provision of training, consultation, and related assistance services.

(3) In carrying out the program the Secretary shall—

(A) acquaint persons responsible for the operation of elementary, secondary, and postsecondary schools with information about exemplary educational programs, products, practices, and services;

(B) assist them in implementing programs, products, and practices, which those persons determine to hold promise for improving the quality of education in the schools for which they are responsible by providing materials, initial training, and ongoing implementation assistance;

(C) ensure that all such programs, products, and practices are subjected to rigorous evaluation with respect to their effectiveness and their capacity for implementation;

(D) provide program development assistance toward the recognition, dissemination, and implementation of promising practices that hold the potential for answering critical needs and that have achieved credibility because of their effective use in schools; and

(E) ensure that a substantial percentage of the innovations disseminated represent significant changes in practice for schools and teachers;

(4) For the purpose of carrying out the program the Secretary is authorized to make grants to, and contracts with, local educational agencies, State educational agencies, institutions of higher education, and other public and nonprofit private educational institutions and organizations.

SUPPLEMENTAL VIEWS

Extention and improvement of what was formerly identified as the National Institute of Education (NIE) and the National Center for Education Statistics (NCES) serves an important Federal purpose of assisting educators, policymakers and parents understand and improve the quality of education imparted to students of all ages. H.R. 2246 will contribute to the state of educational research and its dissemination. We support its intent and the changes it will yield.

We also support a proposed provision which will set the FY87 authorization level for NIE at the FY86 pre-sequestration appropriation level of 51.2 million and the FY87 authorization level for NCES at 20 million. Recent Congressional support for NIE and NCES has decreased slightly compared to FY1983. While improvements contained in H.R. 2246 and planned by the Administration warrant an end to decreased Congressional support, it is only appropriate at this time to essentially freeze or allow for modest increases in the programs' authorization levels.

We are pleased to note that the Chairman of the Subcommittee on Select Education, Congressman Williams, has agreed to these funding levels. This level of funding authority allows for modest growth in the program if the Appropriations Committee decides this growth is warranted, and at the same time indicates the House's willingness to control spending and reduce the deficit.

Table 1.—AUTHORIZATION AND APPROPRIATION LEVELS FOR THE NATIONAL INSTITUTE OF EDUCATION AND THE NATIONAL CENTER FOR EDUCATION STATISTICS

[In millions of dollars]

	Fiscal year—				
	1983	1984	1985	1986	1987 [1]
NIE:					
Authority	[2] 55.6	[2] 55.6	175.0	175.0	51.2
Appropriation	55.6	48.2	51.2	[3] 51.2	
NCES:					
Authority	8.9	8.9	10.0	12.0	20.0
Appropriation	8.6	8.7	8.7	[3] 8.7	
Total:					
Authority	[2] 64.5	[2] 64.5	183.9	187.0	71.2
Appropriation	64.2	56.9	59.9	[3] 59.9	

[1] As proposed by H.R. 2246.
[2] Post-Omnibus Budget Reconciliation Act of 1981 adjustment.
[3] Pre-sequestration level.

STEVE BARTLETT.
TIM PENNY.

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